IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE TWENTY SECOND DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE SRI JUSTICE N.V. RAMANA

WRIT PETITION NO.21312 of 2004

Between:

Namana Rajasekhar, S/o Rama Rao,
R/o Mahipala Street, Amalapuram, East Godavari District

..... PETITIONER

AND

1 The Commissioner, Amalapuram Municipal Council,
Amalapuram, East Godavari District
2 Sri Kalakonda Subba Rao, Chairperson, Amalapuram Municipal

Council, Amalapuram, East Godavari District

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue a Writ, Order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondents in not granting permission, approval of building permission, which was applied by the petitioner on 20-12-1999 for construction of a residential house in Plot Nos.5 and 6 in Sy.No.737/1 and 737/2 of Amalapuram Town, East Godavari District in an extent of 245 Sq.yards, as illegal, arbitrary and violative of provisions of A.P. Municipalities Act, and consequently direct the respondents to release the permission forthwith in the above said plots.

Counsel for the Petitioner: MR.POLISETTI RADHA KRISHNA

Counsel for the Respondents: MR. DANTU.SRINIVAS

The Court at the stage of admission made the following:

ORDER:

Heard the learned counsel for the petitioner and learned counsel for the respondents.

The main grievance of the petitioner is that though he made an application to the first respondent on 20.12.1999 by paying necessary fees for grant of permission to construct a residential house in an extent of 245 sq. yards in Plot Nos.5 and 6 in Survey Nos.737/1 and 737/2 of Amalapuram Town, East Godavari District, the respondents have not considered the same and did not pass any orders so far.

Having regard to the facts and circumstances of the case, I deem it appropriate to dispose of the Writ Petition at the stage of admission itself with the following directions:

The respondents are directed to consider the application of the petitioner, dated 20.12.1999 and pass appropriate orders thereon in accordance with law as expeditiously as possible. No costs.

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(N.V. RAMANA, J)

Date: 22.11.2004

Nsr/Asp

To

1 The Commissioner, Amalapuram Municipal Council,
Amalapuram, East Godavari District
2 Sri Kalakonda Subba Rao, Chairperson, Amalapuram Municipal

Council, Amalapuram, East Godavari District

3 Two CD copies.